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SDNY (Rev. 10/2006) Pro Hac Vice Motion to Admit Counsel

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

Dr. Morgan Reynolds on Plaintiff,  
behalf of the United States  
of America

7 cv 4612 (GB)

- against -

Science Applications Defendant.  
International Corporation,  
et al.

**MOTION TO ADMIT COUNSEL**

**PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the

Southern and Eastern Districts of New York, I, Charles E. Dorkey III a member in good standing of  
the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: Mark R. Troy  
Firm Name: McKenna Long & Aldridge LLP  
Address: 444 South Flower Street, 8th Floor  
City/State/Zip: Los Angeles, CA 90071  
Phone Number: (213) 243-6170  
Fax Number: (213) 243-6330

FILED  
U.S. DISTRICT COURT  
2008 MAR 25 AM 10:08  
S.D. OF N.Y.

Mark R. Troy is a member in good standing of the Bar of the States of  
California

There are no pending disciplinary proceeding against Mark R. Troy  
in any State or Federal court.

Dated: March 20, 2008  
City, State: New York, NY

Respectfully submitted,

Sponsor's (CD-8422)  
SDNY Bar  
Firm Name: McKenna Long & Aldridge LLP  
Address: 230 Park Avenue, Suite 1700  
City/State/Zip: New York, New York 10169  
Phone Number: 212.905.8330  
Fax Number: 212.922.1819

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

DR. MORGAN REYNOLDS on behalf of the  
UNITED STATES OF AMERICA,

Plaintiff/Relator,

vs.

SCIENCE APPLICATIONS INTERNATIONAL  
CORP.; APPLIED RESEARCH ASSOCIATES,  
INC.; BOEING; NuSTATS; COMPUTER  
AIDED ENGINEERING ASSOCIATES, INC.;  
DATASOURCE, INC.; GEOSTAATS, INC.;  
GILSANZ MURRAY STEFICEK LLP;  
HUGHES ASSOCIATES, INC.; AJMAL  
ABBASI; EDUARDO KAUSEL;  
DAVID PARKS; DAVID SHARP; DANIELE  
VENEZANO; JOSEF VAN DYCK; KASPAR  
WILLIAM; ROLF JENSEN & ASSOCIATES,  
INC.; ROSENWASSER/GROSSMAN  
CONSULTING ENGINEERS, P.C.; SIMPSON  
GUMPERTZ & HEGER, INC.; S.K. GHOSH  
ASSOCIATES, INC.; SKIDMORE, OWINGS &  
MERRILL, LLP; TENG & ASSOCIATES, INC.;  
UNDERWRITERS LABORATORIES, INC.;  
WISS, JANNEY, ELSTNER ASSOCIATES,  
INC.; AMERICAN AIRLINES; SILVERSTEIN  
PROPERTIES; and UNITED AIRLINES,

Defendants.

Case No. 07-CV-4612 (GBD)  
(DCF)

**AFFIDAVIT OF  
CHARLES E. DORKEY III  
IN SUPPORT OF MOTION TO  
ADMIT COUNSEL  
PRO HAC VICE**

STATE OF NEW YORK     )  
                                      ) ss:  
COUNTY OF NEW YORK    )

CHARLES E. DORKEY III, being duly sworn, hereby deposes and says as follows:

1. I am a partner at McKenna Long & Aldridge LLP, counsel for Science Applications International Corp. ("Defendant") in the above captioned action. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit Mark R. Troy as counsel pro hac vice to represent Defendant in this matter.


2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in October 6, 1975. I am also admitted to the bar of the United States District Court for Southern District of New York, and am in good standing with this Court.
3. I have known Mark R. Troy since January 2008.
4. Mr. Troy is a partner at McKenna Long & Aldridge LLP in Los Angeles, CA.
5. I have found Mr. Troy to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Mark R. Troy, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Mark R. Troy, pro hac vice, which is attached hereto.

WHEREFORE it is respectfully requested that the motion to admit Mark R. Troy, pro hac vice, to represent Defendant in the above captioned matter, be granted.

Dated: March 20, 2008

Respectfully submitted,

McKENNA LONG & ALDRIDGE LLP

  
By \_\_\_\_\_

Charles E. Dorkey III (CD-8422)  
230 Park Avenue  
Suite 1700  
New York, NY 10169  
(212) 905-8330  
(212)922-1819 (facsimile)

ATTORNEYS FOR DEFENDANT



## Supreme Court of California

FREDERICK K. OHLRICH

*Clerk of the Court*

### **CERTIFICATE OF THE CLERK OF THE SUPREME COURT OF THE STATE OF CALIFORNIA**

**MARK ROBERT TROY**

*I, FREDERICK K. OHLRICH, Clerk of the Supreme Court of the State of California, do hereby certify that MARK ROBERT TROY was on the 10TH day of DECEMBER 1985 duly admitted to practice as an attorney and counselor at law in all the courts of this state; and that his name now appears on the Roll of Attorneys as a member of the bar of this state in good standing.*

*Witness my hand and the seal of the court,  
this 13th day of MARCH, 2008.*

FREDERICK K. OHLRICH

*Clerk of the Supreme Court*

By

A handwritten signature in cursive script, reading "Joseph Cornetta".

*Joseph Cornetta, Deputy Clerk*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

----- X  
DR. MORGAN REYNOLDS on behalf of the :  
UNITED STATES OF AMERICA, :  
:

Plaintiff/Relator, :  
:

- vs. - :  
:

Case No. 07-CV-4612 (GBD)  
(DCF)

**AFFIDAVIT OF SERVICE**

SCIENCE APPLICATIONS INTERNATIONAL :  
CORP.; APPLIED RESEARCH ASSOCIATES, :  
INC.; BOEING; NuSTATS; COMPUTER :  
AIDED ENGINEERING ASSOCIATES, INC.; :  
DATASOURCE, INC.; GEOSTAATS, INC.; :  
GILSANZ MURRAY STEFICEK LLP; :  
HUGHES ASSOCIATES, INC.; AJMAL :  
ABBASI; EDUARDO KAUSEL; DAVID :  
PARKS; DAVID SHARP; DANIELE :  
VENEZANO; JOSEF VAN DYCK; KASPAR :  
WILLIAM; ROLF JENSEN & ASSOCIATES, :  
INC.; ROSENWASSER/GROSSMAN :  
CONSULTING ENGINEERS, P.C.; SIMPSON :  
GUMPERTZ & HEGER, INC.; S.K. GHOSH :  
ASSOCIATES, INC.; SKIDMORE, OWINGS & :  
MERRILL, LLP; TENG & ASSOCIATES, INC.; :  
UNDERWRITERS LABORATORIES, INC.; :  
WISS, JANNEY, ELSTNER ASSOCIATES, :  
INC.; AMERICAN AIRLINES; SILVERSTEIN :  
PROPERTIES; and UNITED AIRLINES, :  
:

Defendants. :  
----- X

STATE OF NEW YORK )  
 ) ss:  
COUNTY OF NEW YORK )

ROBERT GEE, being duly sworn, deposes and says that deponent is not a party to the  
action, is over 18 years of age and is employed by McKenna Long & Aldridge LLP.

That on the 20<sup>th</sup> day of March, 2008, deponent served, by U.S. Mail, a true and correct copy of (1) **DEFENDANT'S MOTION TO ADMIT COUNSEL PRO HAC VICE**, (2) **AFFIDAVIT OF CHARLES E. DORKEY III IN SUPPORT OF MOTION**, (3) **ORDER FOR ADMISSION PRO HAC VICE** upon the following:

**Jerry Vincent Leaphart, Esq.**  
8 West Street, Suite 203  
Danbury, CT 06810  
(203) 825-6265  
Attorney for Plaintiff  
*Dr. Morgan Reynolds*

**Gail Debra Zirkelbach, Esq.**  
**William David Byassee, Esq.**  
Jackson Kelly, PLLC  
1099 18<sup>th</sup> Street, Ste. 2150  
Denver, CO 80202  
Attorney for Defendant  
*Applied Research Associates, Inc.*

**Glenn Fuerth, Esq.**  
**Jason Harrington, Esq.**  
Wilson Elser, Moskowitz, Edelman & Dicker  
150 East 42<sup>nd</sup> Street  
New York, NY 10017  
Attorney for Defendant  
*Gilsanz Murray Steficek*

**Philip Carmine Semprevivo, Esq..**  
Biedermann, Hoenig, Massamillo & Ruff  
570 Lexington Avenue  
New York, NY 10022  
Attorney for Defendant  
*Underwriters Laboratories, Inc.*

**Louis J. Dennis, Esq.**  
**Chad Everette Sjoquist, Esq.**  
Zetlin & De Chiara, LLP  
801 Second Avenue  
New York, NY 10017  
Attorney for Defendant  
*Skidmore, Owings & Merrill, L.L.P.*

**Renee C. Choy, Esq.**  
**Kevin R. Sido, Esq.**  
Hinshaw & Culbertson LLP  
222 N. LaSalle, Suite 300  
Chicago, IL 60601  
Attorney for Defendants  
*Rolf Jensen & Associates, Inc. and Wiss, Janney, Elstner Associates, Inc.*

**E. Leslie Hoffman, III, Esq.**  
Jackson Kelly PLLC  
310 West Burke Street  
Martinsburg, WV 25401  
Attorney for Defendant  
*Applied Research Associates, Inc.*

**Sean Thomas O'Leary, Esq.**  
Wormer, Kiely, Galef & Jacobs LLP  
825 Third Avenue, 26<sup>th</sup> Floor  
New York, NY 10022  
Attorney for Defendant  
*Hughes Associates, Inc.*

**Patricia B. Gary**  
Donovan Hatem LLP  
Two Seaport Lane  
Boston, MA 02210  
Attorney for Defendants  
*Simpson Gumphertz & Heger, Inc.*  
*And Computer Aided Engineering*  
*Associates, Inc.*

**Jeffrey S. Margolin, Esq.**  
Hughes Hubbard & Reed LLP  
One Battery Park Plaza  
New York, NY 10004  
Attorney for Defendant  
*Teng & Associates, Inc.*

**David M. Pollack, Esq.**  
Donovan Hatem LLP  
One Penn Plaza  
250 West 34<sup>th</sup> Street, Ste. 3324  
New York, NY 10119  
Attorney for Defendants  
*Science Applications International*  
*Corporation; Applied Research*  
*Associates, Inc.; Nustats; Computer*  
*Aided Engineering Associates, Inc.;*  
*Datasource, Inc.; Geostats, Inc.;*  
*Gilsanz, Murray, Steficek L.L.P.;*  
*Hughes Associates, Inc.; Ajmal Abbasi;*  
*Eduardo Kausel; David Parks; David*  
*Sharp; Daniele Veneziano; Josef Van*  
*Dyck; Kasper William; Rolf Jensen*  
*And Associates, Inc.; Rosenwasser/*  
*Grossman Consulting Engineers, P.C.;*  
*Simpson Gumphertz & Heger, Inc.;*  
*S.K. Ghosh Associates, Inc.; Skidmore,*  
*OWings & Merrill, L.L.P; Teng &*  
*Associates, Inc.; Underwriters*  
*Laboratories, Inc.; And Wiss, Janney,*  
*Elstner Associates, Inc.*


**Philip Touitou**  
Hinshaw & Culbertson LLP  
780 Third Avenue  
New York, NY 10017  
Attorney for Defendant  
*Rolf Jensen & Associates, Inc.;*  
*Teng & Associates, Inc.; and Wiss,*  
*Janney, Elstner Associates, Inc.*

**Edward B. Keidan, Esq.**  
Conway & Mrowiec  
20 South Clark Street, Suite 1000  
Chicago, IL 60603  
Attorney for Defendant  
*Teng & Associates, Inc.*

the address designated by said attorneys for that purpose, by depositing the same enclosed in a postage pre-paid envelope in a post office official depository under the exclusive case and custody of the United States Postal service within the State of New York.

Robert J. Lee

Sworn to before me this  
20<sup>th</sup> day of March, 2008

  
NOTARY PUBLIC

ADRIENNE THERESE MONTES  
Notary Public, State of New York  
Reg. No. 01M06181586  
Qualified in New York County  
Commission Expires Feb. 4, 2012



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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Dr. Morgan Reynolds on behalf of Plaintiff,  
the United States of America

7 cv 4612 (GBI)

- against -

Science Applications International Defendant.  
Corporation, et al.

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**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Upon the motion of Charles E. Dorkey III attorney for Science Applications International Corporation  
and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name: Mark R. Troy  
Firm Name: McKenna Long & Aldridge LLP  
Address: 444 South Flower Street, 8th Floor  
City/State/Zip: Los Angeles, CA 90071  
Telephone/Fax: (213) 243-6170  
Email Address: mtroy@mckennalong.com

is admitted to practice pro hac vice as counsel for Science Applications International Corp in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:  
City, State: New York, NY

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United States District/Magistrate Judge